



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, JACKSONVILLE DISTRICT
JACKSONVILLE PERMITS SECTION
701 SAN MARCO BOULEVARD
JACKSONVILLE FLORIDA 32207-8137

March 28, 2025

South Atlantic Division
Regulatory Technical Regional
Execution Center

Boyce Campsen
ACME Marinas (SMI)
634 North Yachtsman Drive
Sanibel, FL 33957
Via Email: boyce@acmenmarinas.com

Dear Boyce Campsen:

This letter is in response to the application you submitted to the Jacksonville District, Jacksonville Permits Section on May 15, 2024 for a Department of the Army permit. This project has been assigned the file number SAJ-2008-04607 and is known as ACME Marina (SMI).

This letter contains a proffered permit (Letter of Permission permit (LOP)). Please review the below in its entirety. If you determine the permit provided is acceptable and you have chosen to proceed with the authorized activity, then upon recommendation of the Chief of Engineers, pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403) you are authorized under a Letter of Permission

To maintenance dredge 50,127.5 square feet (4,098.5 cubic yards) of sandy/silty bottoms to a depth of -5 MLW and install (62) 10-inch wood piles for (20) 4-post boatlifts to be installed within existing slip spaces at a marina. Turbidity curtains would be installed for the duration of in-water work.

The project/review area is located within Limpet Canal adjacent to San Carlos Bay at 634 N Yachtsman Drive; in 20 Section, 046S Township, 023E Range, at Latitude 26.450970, Longitude -82.030430; in Sanibel, Lee County, Florida.

The project must be completed in accordance with the enclosed plans, and the general and special conditions which are incorporated in and made a part of the permit.

General Conditions:

1. The time limit for completing the work authorized ends on March 28, 2030.

2. You must maintain the activity authorized by this permit in good condition and in conformance with the terms and conditions of this permit. You are not relieved of this requirement if you abandon the permitted activity, although you may make a good faith transfer to a third party in compliance with General Condition 4 below. Should you wish to cease to maintain the authorized activity or should you desire to abandon it without a good faith transfer, you must obtain a modification of this permit from this office, which may require restoration of the area.
3. If you discover any previously unknown historic or archeological remains while accomplishing the activity authorized by this permit, you must immediately notify this office of what you have found. We will initiate the Federal and state coordination required to determine if the remains warrant a recovery effort of if the site is eligible for listing in the National Register of Historic Places.
4. If you sell the property associated with this permit you must obtain the signature of the new owner in the space provided and forward a copy of the permit to this office to validate the transfer of this authorization.
5. You must allow a representative from this office to inspect the authorized activity at any time deemed necessary to ensure that it is being or has been accomplished in accordance with the terms and conditions of your permit.

Special Conditions:

1. **Reporting Address:** The Permittee shall submit all reports, notifications, documentation, and correspondence required by the general and special conditions of this permit to either (not both) of the following addresses:
 - a. For electronic mail (preferred): SAJ-RD-Enforcement@usace.army.mil (not to exceed 15 MB).
 - b. For standard mail: U.S. Army Corps of Engineers, Regulatory Division, Enforcement Section, P.O. Box 4970, Jacksonville, FL 32232-0019.

The Permittee shall reference this permit number, SAJ-2008-04607 (LOP –AMG), on all submittals.

2. **Posting of Permit:** The Permittee shall have available and maintain for review a copy of this permit and approved plans at the construction site.
3. **Notice of Permit:** The Permittee shall complete and record the “Notice of Department of the Army Authorization” form (Attached) with the Clerk of the County Court, Registrar of Deeds or other appropriate official charged with the responsibility of maintaining records of title to or interest in real property within the county of the authorized activity. No later than 90 days from the effective date of this permit, the Permittee shall provide a copy of the recorded Notice of Permit to the Corps clearly

showing a stamp from the appropriate official indicating the book and page at which the Notice of Permit is recorded in the official records and the date of recording.

4. As-Built Certification: Within 60 days of completion of the work authorized by this permit, the Permittee shall submit as-built drawings of the authorized work and a completed "As-Built Certification by Professional Engineer or Surveyor" form (Attached) to the Corps. The as-built drawings shall be signed and sealed by a registered professional engineer or surveyor and include the following:

- a. A plan view drawing of the location of the authorized work footprint, as shown on the permit drawings, with an overlay of the work as constructed. The plan view drawing should show all existing water management structures and the completed structures, dredge/fill activities, and wetland impacts.
- b. A list of any deviations between the work authorized by this permit and the work as constructed. In the event that the completed work deviates, in any manner, from the authorized work, describe on the attached "As-Built Certification by Professional Engineer" form the deviations between the work authorized by this permit and the work as constructed. Clearly indicate on the as-built drawings any deviations that have been listed. Please note that the depiction and/or description of any deviations on the drawings and/or "As-Built Certification by Professional Engineer" form does not constitute approval of any deviations by the Corps.
- c. The Department of the Army permit number on all sheets submitted.

5. Cultural Resources/Historic Properties:

- a. No structure or work shall adversely affect, impact, or disturb properties listed in the *National Register of Historic Places* (NRHP), or those eligible for inclusion in the NRHP.
- b. *For those activities occurring on uplands:* If, during the ground disturbing activities and construction work within the permit area, there are archaeological/cultural materials encountered which were not the subject of a previous cultural resources assessment survey (and which shall include, but not be limited to: pottery, modified shell, human remains, ceramics, stone tools or metal implements, dugout canoes, evidence of structures or any other physical remains that could be associated with native cultures or early colonial settlement), the Permittee shall immediately stop all work and ground-disturbing activities within a 100-meter diameter of the discovery and notify the Corps at the addresses listed in the **Reporting Address Special Condition** within the same business day (8 hours). The Corps shall coordinate with the Florida State Historic Preservation Officer (SHPO) to assess the significance of the discovery and devise appropriate actions.

- c. *For those activities occurring on submerged lands (in-water):* If, during permitted activities, items that may have historic or archaeological origin are observed the Permittee shall immediately cease all activities adjacent to the discovery that may result in the destruction of these resources and shall prevent his/her employees from further removing, or otherwise damaging, such resources. The applicant shall notify both the Florida Department of State, Division of Historical Resources, Compliance Review Section at (850)-245-6333 and the Corps, of the observations within the same business day (8 hours). Examples of submerged historical, archaeological or cultural resources include shipwrecks, shipwreck debris fields (such as steam engine parts, or wood planks and beams), anchors, ballast rock, concreted iron objects, concentrations of coal, prehistoric watercraft (such as log "dugouts"), and other evidence of human activity. The materials may be deeply buried in sediment, resting in shallow sediments or above them, or protruding into water. The Corps shall coordinate with the Florida State Historic Preservation Officer (SHPO) to assess the significance of the discovery and devise appropriate actions. Project activities shall not resume without verbal and/or written authorization from the Corps.
- d. Additional cultural resources assessments may be required of the permit area in the case of unanticipated discoveries as referenced in accordance with the above Special Condition and, if deemed necessary by the SHPO or Corps, in accordance with 36 CFR 800 or 33 CFR 325, Appendix C (5). Based on the circumstances of the discovery, equity to all parties, and considerations of the public interest, the Corps may modify, suspend, or revoke the permit in accordance with 33 CFR Part 325.7. Such activity shall not resume on non-federal lands without written authorization from the SHPO for finds under his or her jurisdiction, and from the Corps.
- e. In the unlikely event that unmarked human remains are identified on non-federal lands; they will be treated in accordance with Section 872.05 Florida Statutes. All work and ground disturbing activities within a 100-meter diameter of the unmarked human remains shall immediately cease and the Permittee shall immediately notify the medical examiner, Corps, and State Archaeologist within the same business day (8-hours). The Corps shall then notify the appropriate SHPO. Based on the circumstances of the discovery, equity to all parties, and considerations of the public interest, the Corps may modify, suspend, or revoke the permit in accordance with 33 CFR Part 325.7. Such activity shall not resume without written authorization from the SHPO and from the Corps.
- f. If prehistoric or historic artifacts such as pottery or ceramics, projectile points, dugout canoes, metal implements, historic building materials, or any other physical remains that could be associated with Native American, early European, or American settlement are encountered at any time within the project site area, the permitted project shall cease all activities involving subsurface disturbance in the vicinity of the discovery. The applicant shall contact the Florida Department of State, Division of Historical Resources, Compliance Review Section at (850)-

245-6333. Project activities shall not resume without verbal and/or written authorization. In the event that unmarked human remains are encountered during permitted activities, all work shall stop immediately and the proper authorities notified in accordance with Section 872.05, *Florida Statutes*.

6. **Assurance of Navigation and Maintenance:** The Permittee understands and agrees that, if future operations by the United States require the removal, relocation, or other alteration, of the structures or work herein authorized, or if in the opinion of the Secretary of the Army or his authorized representative, said structure or work shall cause unreasonable obstruction to the free navigation of the navigable waters, the Permittee will be required, upon due notice from the U.S. Army Corps of Engineers, to remove, relocate, or alter the structural work or obstructions caused thereby, without expense to the United States. No claim shall be made against the United States on account of any such removal or alteration.
7. **Jacksonville District Programmatic Biological Opinion (JAXBO):** Structures and activities authorized under this permit will be constructed and operated in accordance with all applicable project design criteria's (PDCs) contained in the JAXBO, based on the permitted activity. Johnson's seagrass and its critical habitat were delisted from the Endangered Species Act on May 16, 2022. Therefore, JAXBO PDCs required to minimize adverse effects to Johnson's seagrass and its critical habitat are no longer applicable to any project. Failure to comply with applicable PDCs will constitute noncompliance with this permit. In addition, failure to comply with the applicable PDCs, where a take of listed species occurs, would constitute an unauthorized take. The NMFS is the appropriate authority to determine compliance with the Endangered Species Act. The most current version of JAXBO can be accessed at the Jacksonville District Regulatory Division website in the Endangered Species section of the Sourcebook located at:
<http://www.saj.usace.army.mil/Missions/Regulatory/SourceBook.aspx>

JAXBO may be subject to revision at any time. The most recent version of the JAXBO must be utilized during the design and construction of the permitted work.
8. **Manatee Conditions:** The Permittee shall comply with the "Standard Manatee Conditions for In-Water Work – 2011" (Attached). The most recent version of the Manatee Conditions must be utilized.
9. **Manatee Observer:** A dedicated manatee observer, whose sole responsibility is to watch for manatees, must be present during in-water work. The observer must be experienced in manatee observation techniques and have prior on-the-job experience as an observer during previous in-water work where the activities were similar in nature to the proposed project. The dedicated observer shall be present and perform no other duties that may interfere with their ability to observe for

protected marine species. This person shall be someone other than the dredge and equipment operators/mechanics.

10. Proposed Species/Critical Habitat: The action falls within the range for the Green sea turtle (*Chelonia mydas*) which is proposed critical habitat for the species under the Endangered Species Act. If the final critical habitat is designated and the authorized work has not been completed, the Permittee is required to stop work and ask the Corps to re-evaluate the effects of the permitted action on the Green sea turtle (*Chelonia mydas*), and if needed, complete Section 7 consultation with the National Marine Fisheries Service to address potential impacts to the Green sea turtle (*Chelonia mydas*).

11. Dredged Material Disposal: The Permittee shall place all dredged material in a self-contained, upland disposal site. The Permittee shall maintain the upland disposal site to prevent the discharge of dredged material and associated effluent into waters of the United States.

12. Turbidity Barriers: Prior to the initiation of any of the work authorized by this permit, the Permittee shall install floating turbidity barriers with weighted skirts that extend within 1 foot of the bottom around all work areas that are in, or adjacent to, surface waters. The turbidity barriers shall remain in place and be maintained daily until the authorized work has been completed and turbidity within the construction area has returned to ambient levels. Turbidity barriers shall be removed upon stabilization of the work area.

If the work authorized is not completed on or before **March 28, 2030**, authorization, if not previously revoked or specifically extended, shall cease and be null and void.

After reviewing this document, if you object to certain terms and conditions contained within the permit, you may request that the permit be modified. Enclosed you will find a Notification of Administrative Appeal Options and Process fact sheet and Request for Appeal (RFA) form. If you choose to object to certain terms and conditions of the permit, you must follow the directions provided in Section 1, Part A and submit the completed RFA form to the address listed in the last paragraph of this letter.

In order for an RFA to be accepted by the Corps, the Corps must determine that it is complete, that it meets the criteria under 33 CFR Part 331.5, and that it has been received by the District office within 60 days of the date of the RFA. Should you decide to submit an RFA form, it must be received at the letterhead address by May 27, 2025. It is not necessary to submit a Request for Appeal (RFA) form to the District Office if you do not object to the decision in this letter.

Floodplain Information: This Department of the Army permit does not give absolute authority to perform the work as specified on your application. The proposed work may be subject to local building restrictions. You should contact the local office in

your area that issues building permits to determine if your site is located in a flood-prone or floodway area, and if you must comply with the local building requirements mandated by the National Flood Insurance Program. If your local office cannot provide you the necessary information, you may request a flood hazard evaluation of the site by providing this office with a letter and a small-scale map showing the location of the site. The request should be addressed to the **Chief, Flood Control and Floodplain Management Branch, Jacksonville District, U.S. Army Corps of Engineers, P.O. Box 4970, Jacksonville, Florida 32232-0019**. Phone inquiries may be made at 904-232-2515.

If you have any questions concerning this correspondence, please contact Ashley Gonzalez, Senior Project Manager of the Technical Regional Execution Center at 904-613-6217, by mail at the above address, or by email at Ashley.M.Gonzalez@usace.army.mil. Please take a moment to complete our customer satisfaction survey located at <https://regulatory.ops.usace.army.mil/customer-service-survey/>.

Sincerely,



Jason Sweeney
TREC Team Lead

Enclosures included:

Notice of Department of the Army Authorization Form
As-Built Certification by Professional Engineer or Surveyor Form
Standard Manatee Conditions for In-Water Work – 2011
Project Drawings

cc: Kat Massey, J. Foster Consulting Group (JFCG) (via Kat@fosterconsulting.com)

U.S. Army Corps of Engineers (USACE) NOTIFICATION OF ADMINISTRATIVE APPEAL OPTIONS AND PROCESS AND REQUEST FOR APPEAL For use of this form, see Section 404 of the Clean Water Act, Section 10 of the Rivers and Harbors Act of 1899, and Section 103 of the Marine Protection, Research, and Sanctuaries Act; the proponent agency is CECW-COR.		<i>Form Approved –</i> OMB No. 0710-0003 <i>Expires 2027-10-31</i>
DATA REQUIRED BY THE PRIVACY ACT OF 1974		
Authority	The authorities for requesting this information are Sections 9, 10, 13, and 14, Rivers and Harbors Act of March 3, 1899; Section 404, Clean Water Act; and Section 103 Marine Protection Research and Sanctuaries Act of 1972.	
Principal Purpose	This information serves as notification to affected parties regarding the USACE administrative appeal options and process, as well as to facilitate requests for appeal of USACE decisions with which they disagree.	
Routine Uses	Routine uses will include: (a) To serve as notification to affected parties of the Corps administrative appeal options and process and to facilitate requests for appeal of Corps decisions with which they disagree. (b) Records may be referred to the Department of Justice for possible criminal prosecution. (c) Records may be referred to other Federal, State, and local agencies for evaluation and enforcement purposes.	
Disclosure	Disclosure of this information is voluntary on your part. However, failure of individual to provide requested information could result in inability to determine all pertinent information regarding a Department of the Army permit matter.	
The Agency Disclosure Notice (ADN)		
The Public reporting burden for this collection of information, 0710-0003, is estimated to average 1 hour per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or burden reduction suggestions to the Department of Defense, Washington Headquarters Services, at whs.mc-alex.esd.mbx.dd-dod-information-collections@mail.mil . Respondents should be aware that notwithstanding any other provision of law, no person shall be subject to any penalty for failing to comply with a collection of information if it does not display a currently valid OMB control number.		
PURPOSE: This form is used to facilitate the initiation of the administrative appeals process. The appeals process allows an affected party to pursue an administrative appeal of certain Corps of Engineers decisions with which they disagree.		
Upon release, this form will also be available on the Corps website https://www.usace.army.mil/Missions/Civil-Works/Regulatory-Program-and-Permits/		
Applicant: Boyce Campsen	File Number: SAJ-2008-04607	Date: 5/27/2025
Documents Attached (<i>select all that apply</i>):		Form Reference Section:
<input type="checkbox"/>	INITIAL PROFFERED PERMIT (Standard Permit or Letter of permission)	A
<input checked="" type="checkbox"/>	PROFFERED PERMIT (Standard Permit or Letter of permission)	B
<input type="checkbox"/>	PERMIT DENIAL WITHOUT PREJUDICE	C
<input type="checkbox"/>	PERMIT DENIAL WITH PREJUDICE	D
<input type="checkbox"/>	APPROVED JURISDICTIONAL DETERMINATION	E
<input type="checkbox"/>	PRELIMINARY JURISDICTIONAL DETERMINATION	F
SECTION I		
The following identifies your rights and options regarding an administrative appeal of the above decision. Additional information may be found at https://www.usace.army.mil/Missions/Civil-Works/Regulatory-Program-and-Permits/appeals/ or Corps regulations at 33 CFR Part 331.		
A: INITIAL PROFFERED PERMIT: You may accept or object to the permit		
<ul style="list-style-type: none"> • ACCEPT: If you received a Standard Permit, you may sign the permit document and return it to the district engineer for final authorization. If you received a Letter of Permission (LOP), you may accept the LOP and your work is authorized. Your signature on the Standard Permit or acceptance of the LOP means that you accept the permit in its entirety, and waive all rights to appeal the permit, including its terms and conditions, and approved jurisdictional determinations associated with the permit. • OBJECT: If you object to the permit (Standard or LOP) because of certain terms and conditions therein, you may request that the permit be modified accordingly. You must complete Section II of this form and return the form to the district engineer. Upon receipt of your letter, the district engineer will evaluate your objections and may: (a) modify the permit to address all of your concerns, (b) modify the permit to address some of your objections, or (c) not modify the permit having determined that the permit should be issued as previously written. After evaluating your objections, the district engineer will send you a proffered permit for your reconsideration, as indicated in Section B below. 		

B: PROFFERED PERMIT: You may accept or appeal the permit

- **ACCEPT:** If you received a Standard Permit, you may sign the permit document and return it to the district engineer for final authorization. If you received a Letter of Permission (LOP), you may accept the LOP and your work is authorized. Your signature on the Standard Permit or acceptance of the LOP means that you accept the permit in its entirety, and waive all rights to appeal the permit, including its terms and conditions, and approved jurisdictional determinations associated with the permit.
- **APPEAL:** If you choose to decline the proffered permit (Standard or LOP) because of certain terms and conditions therein, you may appeal the declined permit under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

C. PERMIT DENIAL WITHOUT PREJUDICE: Not appealable

You received a permit denial without prejudice because a required Federal, state, and/or local authorization and/or certification has been denied for activities which also require a Department of the Army permit before final action has been taken on the Army permit application. The permit denial without prejudice is not appealable. There is no prejudice to the right of the applicant to reinstate processing of the Army permit application if subsequent approval is received from the appropriate Federal, state, and/or local agency on a previously denied authorization and/or certification.

D: PERMIT DENIAL WITH PREJUDICE: You may appeal the permit denial

You may appeal the denial of a permit under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

E: APPROVED JURISDICTIONAL DETERMINATION: You may accept or appeal the approved JD or provide new information for reconsideration

- **ACCEPT:** You do not need to notify the Corps to accept an approved JD. Failure to notify the Corps within 60 days of the date of this notice means that you accept the approved JD in its entirety and waive all rights to appeal the approved JD.
- **APPEAL:** If you disagree with the approved JD, you may appeal the approved JD under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.
- **RECONSIDERATION:** You may request that the district engineer reconsider the approved JD by submitting new information or data to the district engineer within 60 days of the date of this notice. The district will determine whether the information submitted qualifies as new information or data that justifies reconsideration of the approved JD. A reconsideration request does not initiate the appeal process. You may submit a request for appeal to the division engineer to preserve your appeal rights while the district is determining whether the submitted information qualifies for a reconsideration.

F: PRELIMINARY JURISDICTIONAL DETERMINATION: Not appealable

You do not need to respond to the Corps regarding the preliminary JD. The Preliminary JD is not appealable. If you wish, you may request an approved JD (which may be appealed), by contacting the Corps district for further instruction. Also, you may provide new information for further consideration by the Corps to reevaluate the JD.

POINT OF CONTACT FOR QUESTIONS OR INFORMATION:

If you have questions regarding this decision you may contact:	If you have questions regarding the appeal process, or to submit your request for appeal, you may contact:
Name: Ashley Gonzalez	Name: Jonathan Swartz, Regulatory Appeals Review Officer
Street Address, City, State: 701 San Marco Blvd Jacksonville, Florida 32207	Street Address, City, State: 60 Forsyth Street SW Room 9M 15 Atlanta, Georgia 30303-8801
Phone: 904-613-6217	Phone: 803-260-5536
Email: Ashley.M.Gonzalez@usace.army.mil	Email: jonathan.m.swartz@usace.army.mil

SECTION II – REQUEST FOR APPEAL or OBJECTIONS TO AN INITIAL PROFFERED PERMIT

REASONS FOR APPEAL OR OBJECTIONS: (Describe your reasons for appealing the decision or your objections to an initial proffered permit in clear concise statements. Use additional pages as necessary. You may attach additional information to this form to clarify where your reasons or objections are addressed in the administrative record.)

ADDITIONAL INFORMATION: The appeal is limited to a review of the administrative record, the Corps memorandum for the record of the appeal conference or meeting, and any supplemental information that the review officer has determined is needed to clarify the administrative record. Neither the appellant nor the Corps may add new information or analyses to the record. However, you may provide additional information to clarify the location of information that is already in the administrative record.

RIGHT OF ENTRY: Your signature below grants the right of entry to Corps of Engineers personnel, and any government consultants, to conduct investigations of the project site during the course of the appeal process. You will be provided a 15-day notice of any site investigation and will have the opportunity to participate in all site investigations.

Email address of appellant and/or agent

Telephone number

Signature of appellant or agent

Date

DEPARTMENT OF THE ARMY PERMIT TRANSFER REQUEST

DA PERMIT NUMBER: SAJ-2008-04607

When the structures or work authorized by this permit are still in existence at the time the property is transferred, the terms and conditions of this permit will continue to be binding on the new owner(s) of the property. Although the construction period for works authorized by Department of the Army permits is finite, the permit itself, with its limitations, does not expire.

To validate the transfer of this permit and the associated responsibilities associated with compliance with its terms and conditions, have the transferee sign and date below and mail to the U.S. Army Corps of Engineers, Enforcement Section, Post Office Box 4970, Jacksonville, FL 32232-0019 or submit via electronic mail to:

SAJ-RD-Enforcement@usace.army.mil (not to exceed 15 MB).

(TRANSFEREE-SIGNATURE)

(SUBDIVISION)

(DATE)

(LOT)

(BLOCK)

(NAME-PRINTED)

(STREET ADDRESS)

(MAILING ADDRESS)

(CITY, STATE, ZIP CODE)

Prepared by:

Permittee: _____

Address: _____

Phone: _____

NOTICE OF DEPARTMENT OF THE ARMY PERMIT

TAKE NOTICE the United States Army Corps of Engineers (Corps) has issued a permit or verification SAJ-2008-04607 to ACME Marinas (Permittee) on March 28, 2025, authorizing work in navigable waters of the United States in accordance with Section 10 of the Rivers and Harbors Act of 1899 (33 USC 403) on a parcel of land known as Folio/Parcel ID: 204623T2015000420 located at 634 N Yachtsman Drive, in Section 20, Township 46 South, Range 23 East, Sanibel, Lee County, Florida.

Within 30 days of any transfer of interest or control of said property, the Permittee must notify the Corps in writing of the property transfer by submitting the completed permit transfer page included with the issued permit or verification. Notification of the transfer does not by itself constitute a permit transfer. Therefore, purchasers of that portion of the premises containing the area authorized to be filled (or any portion thereof) are notified that it is unlawful for any person to construct, alter, operate, maintain, remove or abandon any works, including dredging or filling, or any other work within, over, or under waters of the United States (including wetlands) without first having obtained a permit from the Corps in the purchaser's name.

Conditions of the Permit/Verification: The permit or verification is subject to General Conditions and Special Conditions which may affect the use of the work authorized in Limpet Canal. Accordingly, interested parties should closely examine the entire permit or verification, all associated applications, and any subsequent modifications.

To obtain a copy of the authorization in its entirety submit a written request to:
U.S. Army Corps of Engineers
Regulatory Division - Special Projects & Enforcement Branch
Post Office Box 4970
Jacksonville, Florida 32232-0019

Questions regarding compliance with these conditions should be directed to:
U.S. Army Corps of Engineers
Enforcement Section
Post Office Box 4970
Jacksonville, Florida 32232-0019

Conflict Between Notice and Permit

This Notice of Authorization is not a complete summary of the issued permit or verification. Provisions in this Notice of Permit shall not be used in interpreting the

permit or verification provisions. In the event of conflict between this Notice of Permit and the permit or verification, the permit or verification shall control.

This Notice is Not an Encumbrance

This Notice is for informational purposes only. It is not intended to be a lien, encumbrance, or cloud on the title of the premises.

Release

This Notice may not be released or removed from the public records without the prior written consent of the Corps.

This Notice of Authorization is executed on this _____ day of _____, _____. This document is being submitted for recordation in the Public Records of Lee County, Florida as part of the requirement imposed by the authorization SAJ-2008-04607 issued by Corps.

Permittee:

Address:

Phone: _____

STATE OF FLORIDA
COUNTY OF _____

The foregoing instrument was acknowledged before me this _____ day of _____, 20____, by _____, who is personally known to me or has produced _____ as identification.

Notary Public

(seal)

Print

My Commission Expires _____

AS-BUILT CERTIFICATION BY PROFESSIONAL ENGINEER

Submit this form and one set of as-built engineering drawings to the U.S. Army Corps of Engineers, Enforcement Section, P.O. Box 4970, Jacksonville, FL 32232-0019. For electronic mail saj-rd-enforcement@usace.army.mil (not to exceed 15 MB).

1. Department of the Army Permit Number: SAJ-2008-04607(LOP-AMG)

2. Permittee Information:

Name: _____

Address: _____

3. Project Site Identification (physical location/address):

4. As-Built Certification: I hereby certify that the authorized work, including any mitigation required by Special Conditions to the permit, has been accomplished in accordance with the Department of the Army permit with any deviations noted below. This determination is based upon on-site observation, scheduled, and conducted by me or by a project representative under my direct supervision. I have enclosed one set of as-built engineering drawings.

Signature of Engineer

Name (*Please type*)

(FL, PR, or VI) Reg. Number

Company Name

City

State

ZIP

(Affix Seal)

Date

Telephone Number

Date Work Started: _____ Date Work Completed: _____

Identify any deviations from the approved permit drawings and/or special conditions (attach additional pages if necessary):

STANDARD MANATEE CONDITIONS FOR IN-WATER WORK

2011

The permittee shall comply with the following conditions intended to protect manatees from direct project effects:

- a. All personnel associated with the project shall be instructed about the presence of manatees and manatee speed zones, and the need to avoid collisions with and injury to manatees. The permittee shall advise all construction personnel that there are civil and criminal penalties for harming, harassing, or killing manatees which are protected under the Marine Mammal Protection Act, the Endangered Species Act, and the Florida Manatee Sanctuary Act.
- b. All vessels associated with the construction project shall operate at "Idle Speed/No Wake" at all times while in the immediate area and while in water where the draft of the vessel provides less than a four-foot clearance from the bottom. All vessels will follow routes of deep water whenever possible.
- c. Siltation or turbidity barriers shall be made of material in which manatees cannot become entangled, shall be properly secured, and shall be regularly monitored to avoid manatee entanglement or entrapment. Barriers must not impede manatee movement.
- d. All on-site project personnel are responsible for observing water-related activities for the presence of manatee(s). All in-water operations, including vessels, must be shutdown if a manatee(s) comes within 50 feet of the operation. Activities will not resume until the manatee(s) has moved beyond the 50-foot radius of the project operation, or until 30 minutes elapses if the manatee(s) has not reappeared within 50 feet of the operation. Animals must not be herded away or harassed into leaving.
- e. Any collision with or injury to a manatee shall be reported immediately to the Florida Fish and Wildlife Conservation Commission (FWC) Hotline at 1-888-404-3922. Collision and/or injury should also be reported to the U.S. Fish and Wildlife Service in Jacksonville (1-904-731-3336) for north Florida or Vero Beach (1-772-562-3909) for south Florida, and to FWC at ImperiledSpecies@myFWC.com
- f. Temporary signs concerning manatees shall be posted prior to and during all in-water project activities. All signs are to be removed by the permittee upon completion of the project. Temporary signs that have already been approved for this use by the FWC must be used. One sign which reads *Caution: Boaters* must be posted. A second sign measuring at least 8 ½" by 11" explaining the requirements for "Idle Speed/No Wake" and the shut down of in-water operations must be posted in a location prominently visible to all personnel engaged in water-related activities. These signs can be viewed at MyFWC.com/manatee. Questions concerning these signs can be sent to the email address listed above.

CAUTION: MANATEE HABITAT

All project vessels

IDLE SPEED / NO WAKE

When a manatee is within 50 feet of work
all in-water activities must

SHUT DOWN

Report any collision with or injury to a manatee:



Wildlife Alert:

1-888-404-FWCC(3922)

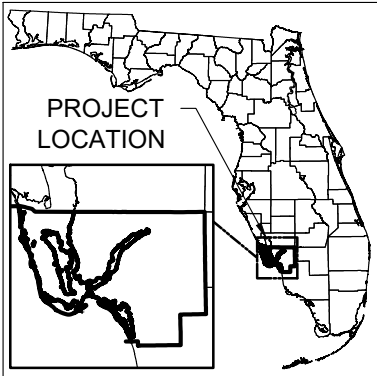
cell *FWC or #FWC

634 N YACHTSMAN DR

DREDGE PERMIT PLANS

SANIBEL, LEE COUNTY, FLORIDA

TOWNSHIP: 46S, RANGE: 21E, SECTION 02



LEE COUNTY, FLORIDA



PROJECT LOCATION
634 N YACHTSMAN DR, SANIBEL, FLORIDA 33957

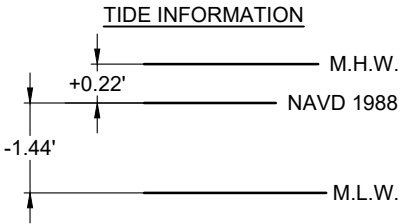
NOTES:

- COORDINATES SHOWN ARE IN FEET BASED ON THE NORTH AMERICAN DATUM OF 1983, WEST ZONE (NAD83)
- ELEVATIONS SHOWN ARE IN FEET BASED ON THE NORTH AMERICAN VERTICAL DATUM OF 1988 (NAVD88)
- THE VERTICAL DATUMS ESTABLISHED BY DEP FOR THIS AREA ARE: MEAN HIGH WATER ELEVATION & MEAN LOW WATER ELEVATION AS DETAILED IN THE TIDE INFORMATION CHART.
- NOTE: THESE PERMIT DRAWINGS SHALL NOT BE CONSIDERED VALID FOR CONSTRUCTION PURPOSES UNLESS SIGNED AND SEALED BY:

JOSEPH T. FOSTER. P.E.
FL LIC# 79708

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01	COVER SHEET
02	GENERAL NOTES
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03	AERIAL SITE PLAN
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05	DREDGE PLAN
06	DREDGE PLAN
07	DREDGE SECTIONS
08	DREDGE SECTIONS
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10	DREDGE SECTIONS
11	DREDGE SECTIONS



RELATIONSHIP BETWEEN NAVD 1988,
MEAN HIGH WATER, MEAN LOW WATER
TIDAL DATUM (1983 - 2001 EPOCH)

NOTE:
TIDE INFORMATION OBTAINED
FROM TIDE STATION I.D.
8725393, ST. JAMES CITY, PINE
ISLAND FL

	FOSTER CONSULTING FL PROFESSIONAL ENGINEER NO. 79708 DE LIC. # 18618 · NJ LIC. # 24GE05181200 · TX LIC. # 133648 FL CERTIFICATE OF AUTHORIZATION NO. 32050 WWW.JFOSTERCONSULTING.COM P: (727) 821-1949 2963 1ST AVE. S., ST. PETERSBURG, FL 33712	REVISION	DESCRIPTION	REVISION DATE	634 N YACHTSMAN DR SANIBEL, FLORIDA	DATE: 04/12/24	FILE: 240XXX	REV:
		△	ADDED MANGROVES, DOCK / WALL CALCULATIONS	06/20/24		DRAWN BY: BRT	SHEET: 01 OF 11	
		△				CHECKED BY: JTF		
		△				SCALE: AS NOTED		
		△						01

SPECIFICATIONS

1. TURBIDITY

- 1a. Turbidity will be minimized for both magnitude and duration to the maximum extent practicable.
- 1b. Turbidity at the outside edge of the project area shall not exceed federal and state water standards.
- 1c. Management practices and suitable technology are implemented for all stationary installations including those created for drainage, flood control, or by dredging or filling; and there is no alternative to the proposed activity, including the alternative of not undertaking any change, except at an unreasonably higher cost.
- 1d. A turbidity curtain shall be used only during in-water work to minimize any potential impacts on natural resources.

2. DE-WATERING

- 2a. De-watering of dredged materials will take place on the construction barge.

3. OFFLOAD SITE

- 3a. Once materials are de-watered they will be hauled to a spoil site determined by the contractor in sealed trucks.

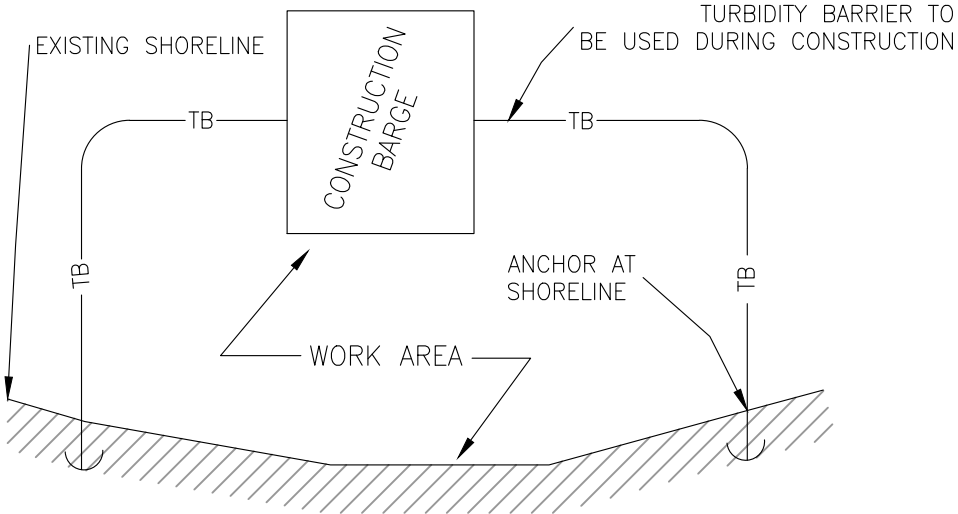
4. LOADING/UNLOADING

- 4a. Loading and unloading of equipment will take place on land at the western end of the project area.

5. The contractor shall provide access to the canal as requested and only at times when the water quality within the project area does not exceed water quality standards.

6. DREDGING METHODOLOGY

- 6b. Mechanical Dredging Methodology: Prior to dredging, a floating turbidity boom will be installed around the proposed dredge area. The boom will be secured to the shoreline on each side of the project and will maintain contact to the bottom at all times. The boom will be secured to the shoreline on each side of the project and will maintain contact to the bottom at all times. The boom shall be maintained throughout dredging activities. Two monitoring stations will be established to monitor turbidity containment. Water testing and reporting will be conducted as required per permit stipulations throughout the dredging activities. The turbidity boom shall be left in place until all suspended sediments have fallen out of the water column and the water within the area meets state water quality standards, at which point it will be removed. The dredge material will be loaded into a container on a barge using barge based excavator, and will be transported to the offloading site along the shoreline/parking lot for unloading. The offloading site will have staked silt fences and hay bales to prevent any sediment runoff during the offloading activities. The dredge material will be placed into sealed trucks using a land based excavator and will be transported to an off-site spoil site. The spoil disposal site will have staked silt fences and hay bales to prevent any sediment runoff. No discharge or return water will be allowed to reach wetlands or nearby water bodies. OR
- 6c. Hydaulic Dredging Methodology: Dredging may be performed using a hydraulic dredge pump. This hydraulic pump will then pump the slurry to sealed (watertight) containers that will be staged near the terminal end of the canal. The settling containers will be monitored continuously to ensure the capacity of the containers are not exceeded. The dredged sediments will be dewatered within the settling containers through gravity settling. A baffle system will be used to allow the water to spill over and then be piped back to the original dredge area. This process will be monitored to ensure dredged material and/or return water will not spill and enter stormwater drains. An alternative approach will be using a geotube within the container, the sediments will be filtered through the tube. The return water from the geotube would be piped back into the original dredge area. Hay bales are proposed at either end of the containers in series and surrounding any stormwater catch basin. The project areas will be left clean and returned to previous conditions.



PLAN - ALONG SHORE
DETAIL - TURBIDITY CONTROL BARRIER
NOTE: TURBIDITY BARRIERS SHALL BE MANUFACTURED IN ACCORDANCE WITH FDOT ROADWAY AND TRAFFIC DESIGN STANDARDS INDEX NO. 103, 2010 EDITION

TYP. TURBIDITY CURTAIN DETAIL



LOADING/UNLOADING AREA

NOT VALID UNLESS SIGNED & SEALED



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FL PROFESSIONAL ENGINEER NO. 79708
DE LIC. # 18618 · NJ LIC. # 24GE05181200 · TX LIC. # 133648

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P: (727) 821-1949
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REVISION	DESCRIPTION	REVISION DATE
△	ADDED MANGROVES, DOCK / WALL CALCULATIONS	06/20/24
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634 N YACHTSMAN DR
SANIBEL, FLORIDA

GENERAL NOTES

DATE:	04/12/24	FILE:	240XXX	REV:
DRAWN BY:	BRT	SHEET:	02 OF 11	
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SCALE:	AS NOTED			

02



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634 N YACHTSMAN DR
SANIBEL, FLORIDA

SITE PLAN

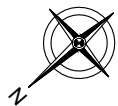
DATE:	04/12/24	FILE:	240XXX	REV:	
DRAWN BY:	BRT	SHEET:	03 OF 11		
CHECKED BY:	JTF				
SCALE:	AS NOTED				

03


APPROXIMATE DREDGE MATERIAL TO REMOVED:
01/07 = 324 ± CUBIC YARDS
02/07 = 844 ± CUBIC YARDS
01/08 = 578 ± CUBIC YARDS
02/08 = 513 ± CUBIC YARDS
TOTAL = 2,259 ± CUBIC YARDS



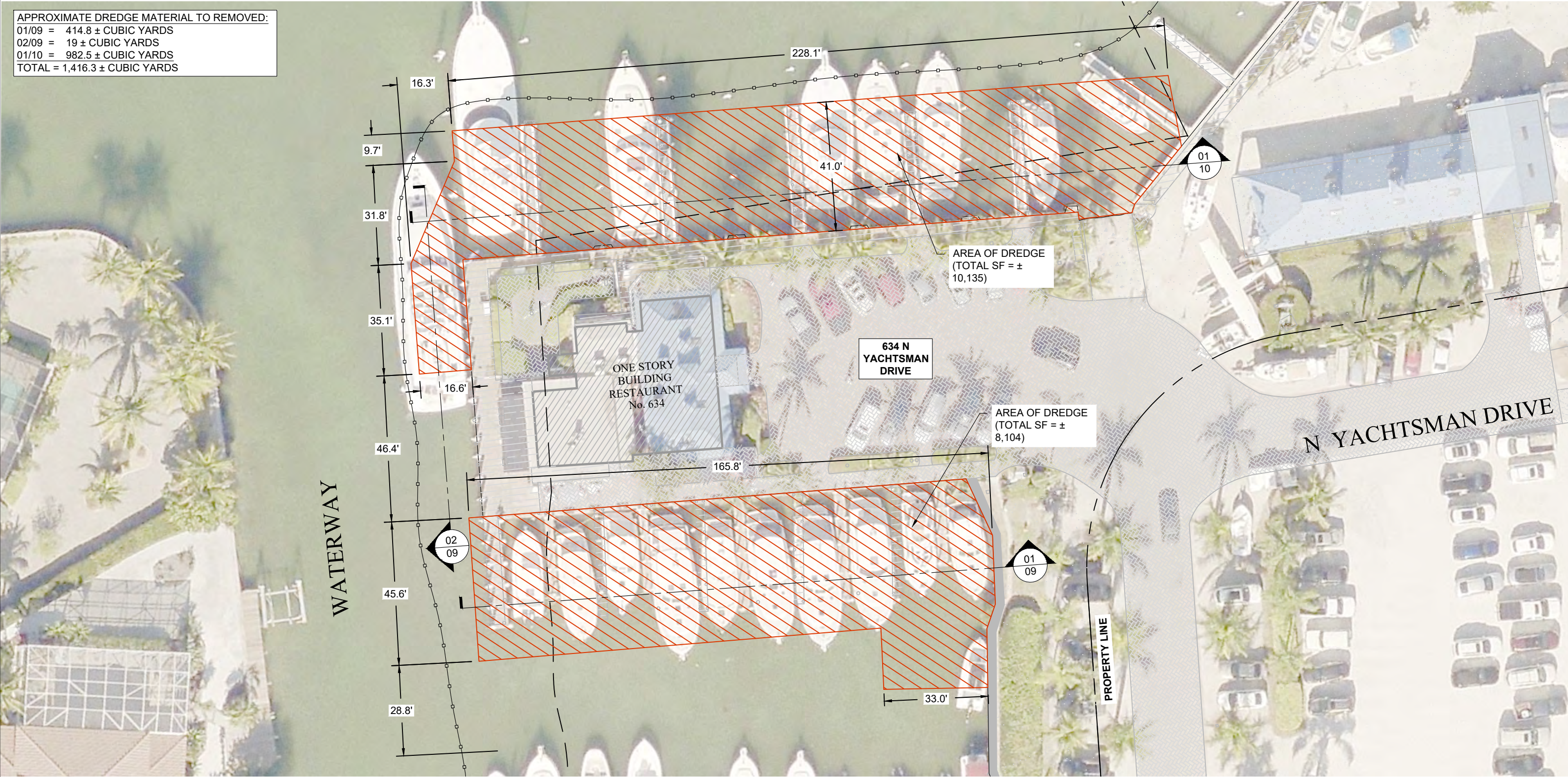
NOT VALID UNLESS SIGNED & SEALED



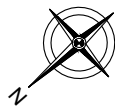
DREDGE PLAN 01
SCALE: 1" = 30'-0"

	FOSTER CONSULTING	REVISION	DESCRIPTION	REVISION DATE	634 N YACHTSMAN DR SANIBEL, FLORIDA	DATE: 04/12/24	FILE: 240XXX	REV:
	FL PROFESSIONAL ENGINEER NO. 79708 DE LIC. # 18618 · NJ LIC. # 24GE05181200 · TX LIC. # 133648	△	ADDED MANGROVES, DOCK / WALL CALCULATIONS	06/20/24		DRAWN BY: BRT	SHEET: 04 OF 11	
	FL CERTIFICATE OF AUTHORIZATION NO. 32050 WWW.JFOSTERCONSULTING.COM P: (727) 821-1949 2963 1ST AVE. S., ST. PETERSBURG, FL 33712	△			DREDGE PLAN 01	CHECKED BY: JTF	04	
		△				SCALE: AS NOTED		
		△						
		△						

APPROXIMATE DREDGE MATERIAL TO REMOVED:
01/09 = 414.8 ± CUBIC YARDS
02/09 = 19 ± CUBIC YARDS
01/10 = 982.5 ± CUBIC YARDS
TOTAL = 1,416.3 ± CUBIC YARDS



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DREDGE PLAN 02
SCALE: 1" = 30'-0"



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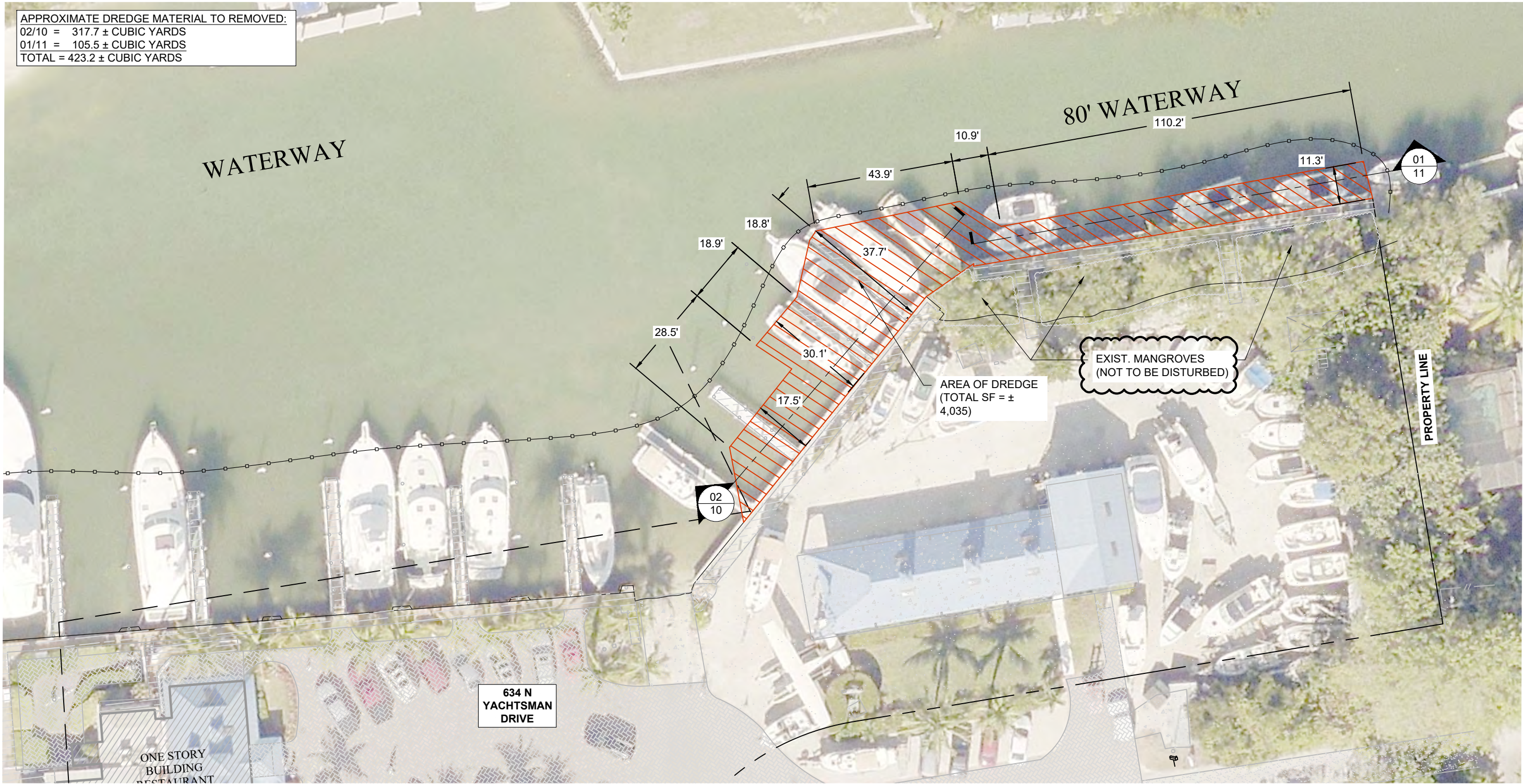
REVISION	DESCRIPTION	REVISION DATE
△	ADDED MANGROVES, DOCK / WALL CALCULATIONS	06/20/24
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634 N YACHTSMAN DR
SANIBEL, FLORIDA

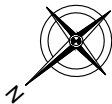
DREDGE PLAN 02

DATE: 04/12/24	FILE: 240XXX	REV:
DRAWN BY: BRT	SHEET: 05 OF 11	
CHECKED BY: JTF		
SCALE: AS NOTED		05

APPROXIMATE DREDGE MATERIAL TO REMOVED:
02/10 = 317.7 ± CUBIC YARDS
01/11 = 105.5 ± CUBIC YARDS
TOTAL = 423.2 ± CUBIC YARDS



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DREDGE PLAN 03
SCALE: 1" = 30'-0"



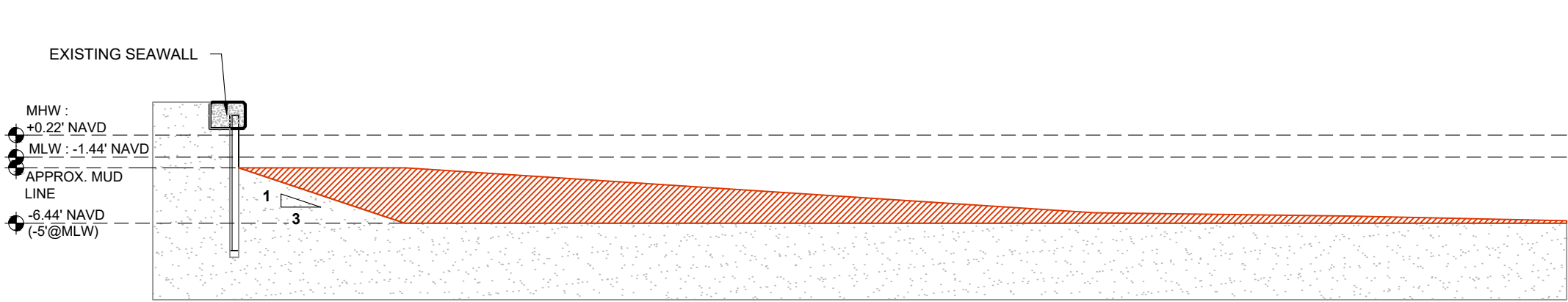
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634 N YACHTSMAN DR
SANIBEL, FLORIDA

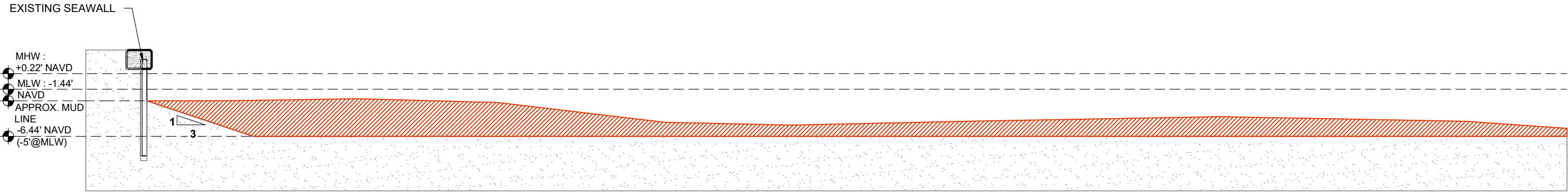
DREDGE PLAN 03

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DRAWN BY:	BRT	SHEET:	06 OF 11		
CHECKED BY:	JTF				
SCALE:	AS NOTED				
					06



SECTION 01
175± SF
50' LF (A.O.I.)
±324 CUBIC YARDS

1 DREDGE SECTION



SECTION 02
321± SF
71' LF (A.O.I.)
±844 CUBIC YARDS

2 DREDGE SECTION

NOT VALID UNLESS SIGNED & SEALED



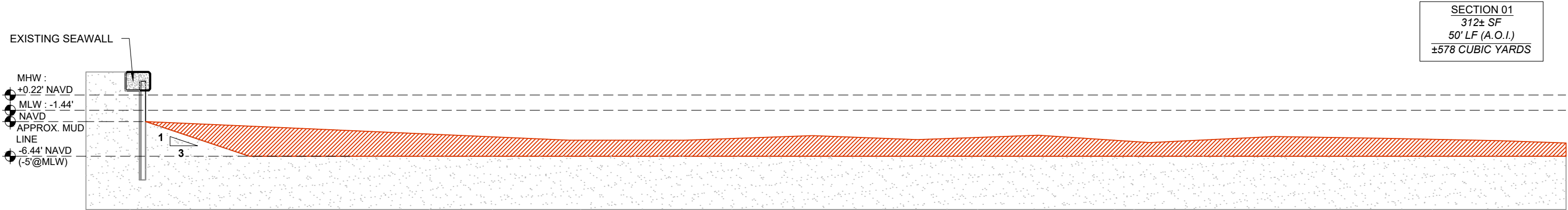
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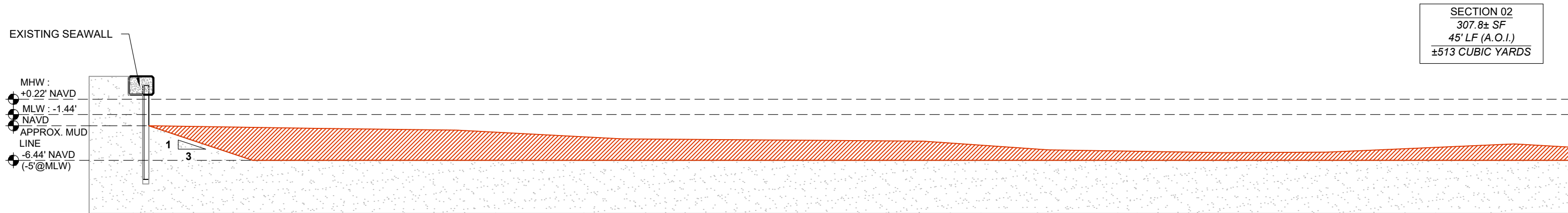
634 N YACHTSMAN DR
SANIBEL, FLORIDA

DREDGE SECTIONS

DATE:	04/12/24	FILE:	240XXX	REV:	
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CHECKED BY:	JTF				
SCALE:	AS NOTED				07




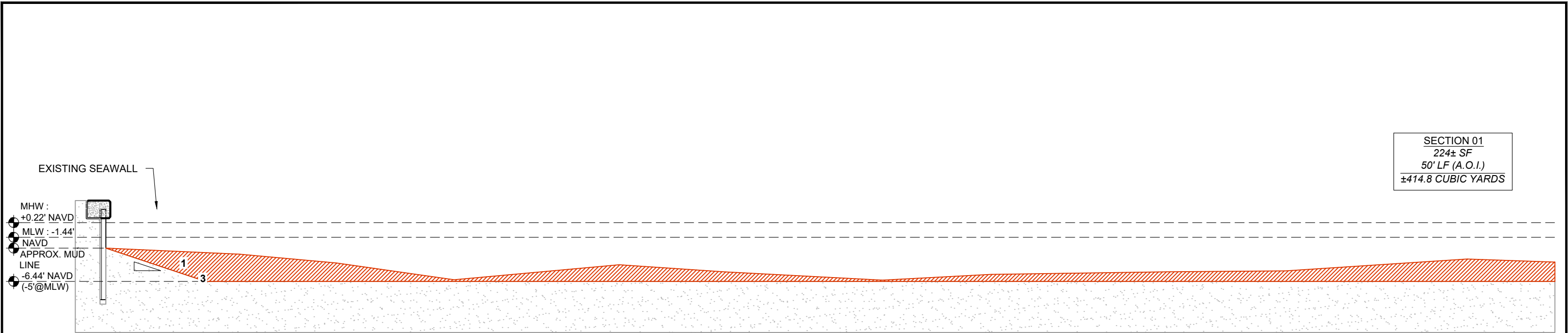
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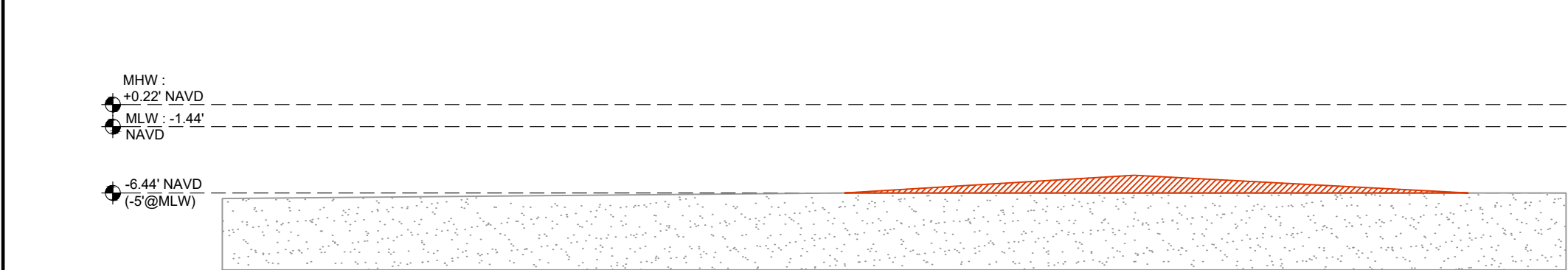
2 DREDGE SECTION

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		△	ADDED MANGROVES, DOCK / WALL CALCULATIONS	06/20/24		DRAWN BY:	BRT	SHEET:	08 OF 11	
	FL CERTIFICATE OF AUTHORIZATION NO. 32050 WWW.JFOSTERCONSULTING.COM P: (727) 821-1949 2963 1ST AVE. S., ST. PETERSBURG, FL 33712	△			DREDGE SECTIONS	CHECKED BY:	JTF	08		
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		△								



1 DREDGE SECTION



2 DREDGE SECTION

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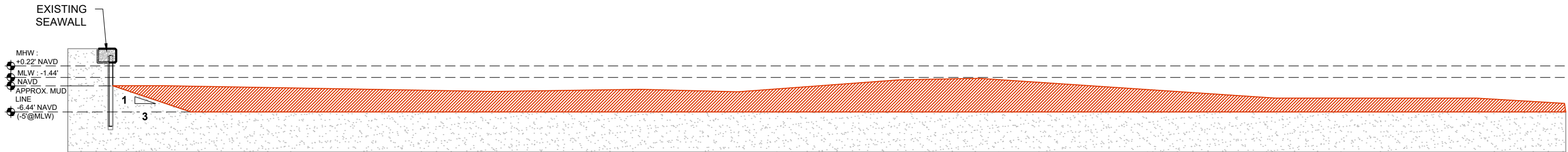


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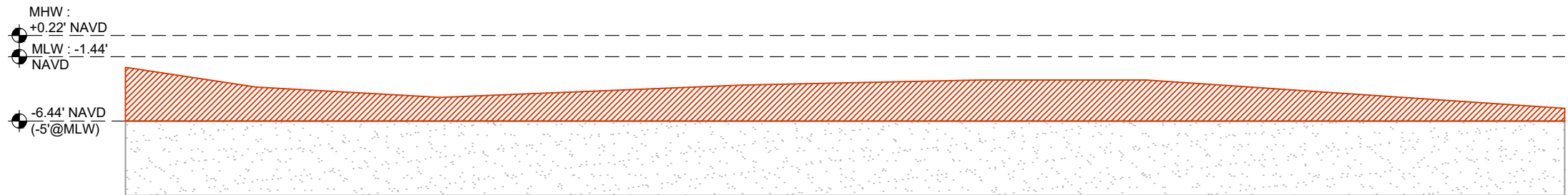
634 N YACHTSMAN DR SANIBEL, FLORIDA	DATE: 04/12/24	FILE: 240XXX	REV:
	DRAWN BY: BRT	SHEET: 09 OF 11	
DREDGE SECTIONS	CHECKED BY: JTF	09	
	SCALE: AS NOTED		

SECTION 01
647± SF
41' LF (A.O.I.)
±982.5 CUBIC YARDS



1 DREDGE SECTION

SECTION 02
285± SF
30.1' LF (A.O.I.)
±317.7 CUBIC YARDS



2 DREDGE SECTION

NOT VALID UNLESS SIGNED & SEALED

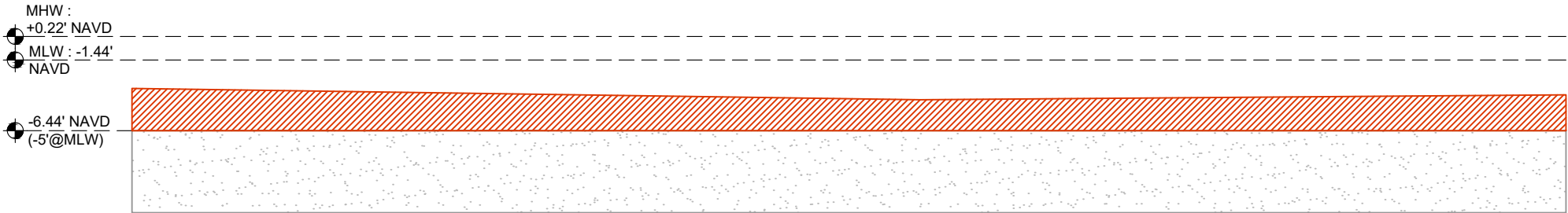


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634 N YACHTSMAN DR SANIBEL, FLORIDA	DATE: 04/12/24	FILE: 240XXX	REV:
	DRAWN BY: BRT	SHEET: 10 OF 11	
DREDGE SECTIONS	CHECKED BY: JTF	10	
	SCALE: AS NOTED		

SECTION 01
252± SF
11.3' LF (A.O.I.)
±105.5 CUBIC YARDS



1 DREDGE SECTION

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634 N YACHTSMAN DR
SANIBEL, FLORIDA

DREDGE SECTIONS

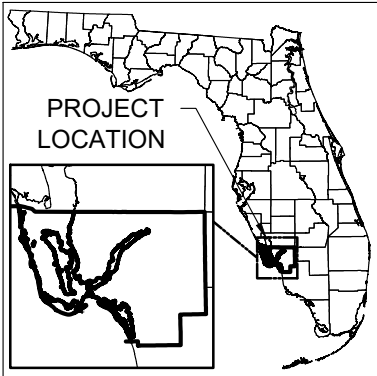
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DRAWN BY: BRT	SHEET: 11 OF 11	
CHECKED BY: JTF		
SCALE: AS NOTED		11

634 N YACHTSMAN DR

BOAT LIFT PLANS

SANIBEL, LEE COUNTY, FLORIDA

TOWNSHIP: 46S, RANGE: 21E, SECTION 02



LEE COUNTY, FLORIDA



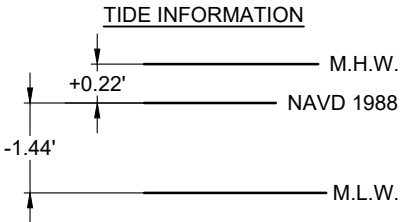
PROJECT LOCATION
634 N YACHTSMAN DR, SANIBEL, FLORIDA 33957

SHEET INDEX	
GENERAL INFORMATION	
01	COVER SHEET
PLANS & DETAILS	
02	AERIAL SITE PLAN
03	LIFT PLAN
04	LIFT SECTION

NOTES:

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- ELEVATIONS SHOWN ARE IN FEET BASED ON THE NORTH AMERICAN VERTICAL DATUM OF 1988 (NAVD88)
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- NOTE: THESE PERMIT DRAWINGS SHALL NOT BE CONSIDERED VALID FOR CONSTRUCTION PURPOSES UNLESS SIGNED AND SEALED BY:

JOSEPH T. FOSTER. P.E.
FL LIC# 79708



RELATIONSHIP BETWEEN NAVD 1988,
MEAN HIGH WATER, MEAN LOW WATER
TIDAL DATUM (1983 - 2001 EPOCH)

NOTE:
TIDE INFORMATION OBTAINED
FROM TIDE STATION I.D.
8725393, ST. JAMES CITY, PINE
ISLAND FL

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634 N YACHTSMAN DR
SANIBEL, FLORIDA

COVER SHEET

DATE: 05/07/24	FILE: 240XXX	REV:
DRAWN BY: BRT	SHEET: 01 OF 04	
CHECKED BY: JTF		
SCALE: AS NOTED		01



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AERIAL SITE PLAN
SCALE: 1" = 50'-0"



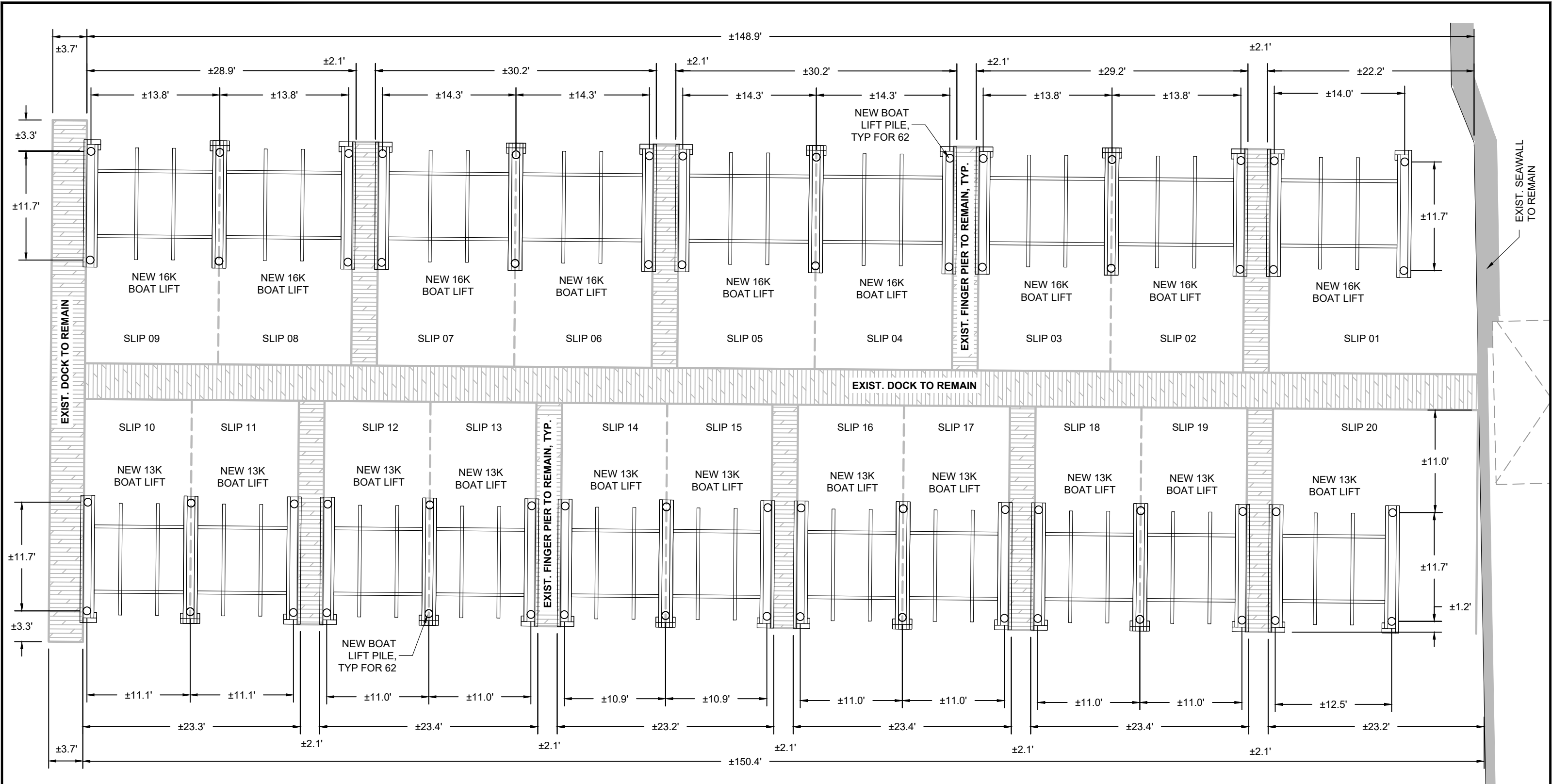
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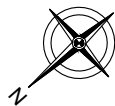
634 N YACHTSMAN DR
SANIBEL, FLORIDA

SITE PLAN

DATE: 05/07/24	FILE: 240XXX	REV:
DRAWN BY: BRT	SHEET: 02 OF 04	
CHECKED BY: JTF		
SCALE: AS NOTED		02



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BOAT LIFT PLAN
SCALE: 1"=10'



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634 N YACHTSMAN DR
SANIBEL, FLORIDA

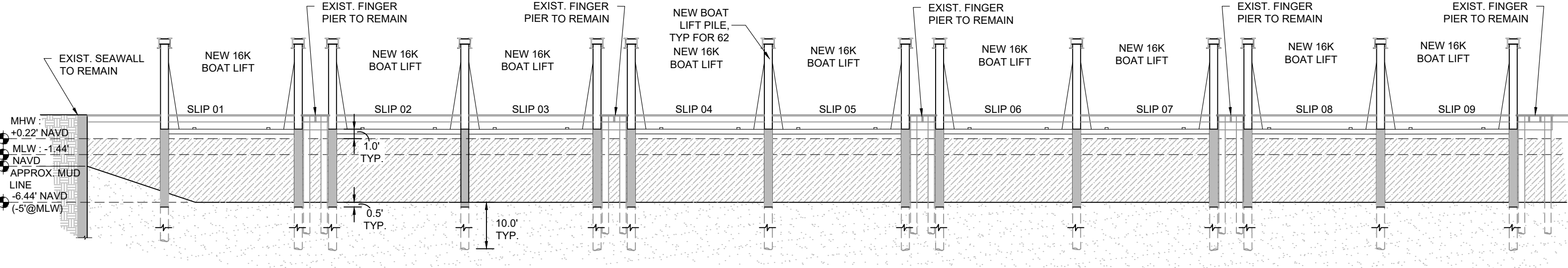
DREDGE PLAN 01

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CHECKED BY:	JTF				
SCALE:	AS NOTED				

03

LIFT CONSTRUCTION DETAILS:

1. PILES - 10" Ø 2.5 C.C.A. PT WOOD PILE @ 10'-0" MIN EMBEDMENT IN GOOD SANDS; 3'-0" INTO ROCK.
2. PILE WRAP: ALL WRAPPED PILES ARE TO BE PRE-WRAPPED W/ A 0.030" HIGH DENSITY POLYETHYLENE PILE WRAP SECURED TO EACH PILE W/ 1 1/4" STAINLESS STEEL ROOFING NAILS EVERY 2" ALONG THE VERT. SEAM. EA. PILE IS TO BE WRAPPED A MIN 1.0' ABV THE MEAN HIGH WATER LINE AND MIN. 6" BELOW THE MUDLINE
3. MEETS FBC 2023, 8TH-EDITION



BOAT LIFT SECTION
SCALE: 1" = 10'-0"

NOT VALID UNLESS SIGNED & SEALED



FOSTER CONSULTING
FL PROFESSIONAL ENGINEER NO. 79708
DE LIC. # 18618 · NJ LIC. # 24GE05181200 · TX LIC. # 133648
FL CERTIFICATE OF AUTHORIZATION NO. 32050
WWW.JFOSTERCONSULTING.COM
P: (727) 821-1949
2963 1ST AVE. S., ST. PETERSBURG, FL 33712

REVISION	DESCRIPTION	REVISION DATE
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634 N YACHTSMAN DR
SANIBEL, FLORIDA

DREDGE PLAN 01

DATE: 05/07/24	FILE: 240XXX	REV:
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